

**TITLE:** Partial Payment for Design Work

**DATE:** 12/22/2016

**PROJECT:** Construction Package No. 1

**CONTRACT NO:** HSR 13-06

**CONTRACTOR:** Attn: Ghassan Ariqat  
 Tutor Perini/Zachry/Parsons, a Joint Venture  
 1401 Fulton Street  
 Suite 400  
 Fresno, CA 93721

**DESCRIPTION OF CHANGE:**

This Change Order compensates the Contractor for subconsultant design services required for the below-listed Change Order Proposals. The Authority and Contractor have not mutually agreed with the cost of this work; therefore, this change order shall be processed unilaterally. All provisions of Section 51, "Disputes," of the *General Provisions* shall be in full force and effect.

**EXTRA WORK AT LUMP SUM:**

For this work, the Contractor shall be paid the lump sum of **\$613,341.51**. This lump sum constitutes partial compensation for providing all design services, including all markups, in accordance with Section 17.9.1.1, "Non-Construction Labor Costs" of the *General Provisions*, by reason of this change.

**TIME ADJUSTMENT:**

There shall be no time adjustment by reason of this Change Order since the work involved does not affect the controlling operation(s).

PCO	Payment Item	Description	Quantity	Unit	Unit Price	Net Amount	Time Adj. Days
0009/0147	00001	N. Golden State Realignment DL-0003	1.0	LS	\$24,993.49	\$24,993.49	0
0094	00002	Private Access Undercrossing at Parichan Farm	1.0	LS	\$51,605.88	\$51,605.88	0
0107.03	00003	Road 29 Drainage Basin for High Speed Rail	1.0	LS	\$2,507.23	\$2,507.23	0
0113	00004	West Shaw Grade Separation Final Facility Plan Rejection	1.0	LS	\$35,778.77	\$27,591.50	0
0174	00005	General Order & Settlement Agreement	1.0	LS	\$12,953.49	\$12,953.49	0
0266	00006	Grounding and Bonding on all Structures- Design Only	1.0	LS	\$9,720.00	\$9,720.00	0
0273	00007	Solid Barrier on Type 2 Overhead Structure - Design Only	1.0	LS	\$9,057.97	\$9,057.97	0
0274	00008	DL-0085 R1 Intrusion Protection Barrier Loading Fresno Trench - Design only	1.0	LS	\$70,789.02	\$70,789.02	0
0340	00009	Madera Irrigation District Scope Changes	1.0	LS	\$4,000.00	\$4,000.00	0
0400/0405	00010	UPRR 10 ft. Access Road MP194.5 & 209.00	1.0	LS	\$34,536.88	\$34,536.88	0
0409	00011	Fresno St. Underpass UPRR Bridge Structure Widening DL-0078	1.0	LS	\$9,624.00	\$9,624.00	0
0411	00012	Ventura St. Underpass UPRR Bridge Structure Widening DL-0078	1.0	LS	\$6,519.00	\$6,519.00	0
0414	00013	DL-00087 Maintenance Setback for BNSF R-O-W	1.0	LS	\$329,591.21	\$329,591.21	0
0419	00014	DL-00089 Clear Span BNSF R-O-W at Sta. S11165+00	1.0	LS	\$19,851.84	\$19,851.84	0
<b>Total:</b>					<b>\$613,341.51</b>	<b>0</b>	

Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by
Unilateral	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>

**TITLE:** Partial Payment for Design Work**DATE:****12/22/2016****PROJECT:** Construction Package No. 1**CONTRACT NO:****HSR 13-06****Release of Claims**

Except as modified by this Change Order, all terms and conditions of the Contract, as previously modified, remain unchanged and in full force and effect. The parties agree that this Change Order is a final and equitable adjustment of the Contract time and Contract amount and constitutes a mutual accord and satisfaction of all claims, current or future, of whatever nature caused by or arising out of the facts and circumstances surrounding this Change Order including, but not limited to, direct, indirect and consequential costs; additional time for performance; and the impact of the modifications specified in this Change Order, alone or taken with other changes, on the unchanged Work.

**Contractor's Sworn Certification**

By executing this Change Order for the Contractor below, the undersigned for the Contractor certifies as true, under penalty of perjury (under the laws of California, executed in Fresno, California), as follows:

This Change Order is made in good faith and in accordance with the terms of the Contract.

The amount of time and/or compensation requested accurately reflects the appropriate adjustments and includes all known and anticipated impacts or amounts that may be incurred as a result of the event or matter giving rise to such proposed change.

The Contractor has no reason to believe and does not believe that the factual basis for this Change Order is falsely represented.

The Contractor has investigated the basis for each Subcontractor claim and has determined that each such claim is justified as to entitlement and amount of money and/or time requested and has no reason to believe and does not believe that the factual basis for the Subcontractor's claim is falsely represented.


**Subcontractor's Sworn Certification(s):**

Attached as \_\_\_\_\_ [indicate "none" if no such Subcontractors are involved] are sworn certifications from each Subcontractor involved in the Work or event contemplated by this Change Order in the form above.


**Tutor Perini/Zachry/Parsons, a Joint Venture**

Acceptance by Signature		Date
<i>Unilateral</i>	Ghassan Ariqat - Interim Project Manager/Director	

**California High-Speed Rail Authority**

Submitted by Signature		Date
 For	John C. Lee - D-B Oversight Manager	12/22/16

Recommended by Signature		Date
	Hugo Mejia - Design & Construction Manager	12/22/16

Approval by Signature		Date
	Terry Ogle - Director of Design & Construction	12/22/16